



09-29-03

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RC 1270 24
JH**REQUEST
FOR
CONTINUED EXAMINATION (RCE)**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000.

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 09/989,772
Filing Date: November 20, 2001
First Named Inventor: Yamamoto
Group Art Unit: 2632
Examiner Name: Previl, D.
Attorney Docket Number: 40004102-02

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**a. XXX Previously submittedi. XXXXConsider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on May 27, 2003 (any unentered amendment(s) referred to above will be entered).

ii. _____

Consider the arguments in the Appeal Brief or Reply Brief previously filed filed on _____

iii. _____

Other _____

b. _____ Enclosed

i. _____

Amendment/Reply

ii. _____

Affidavit(s)/Declaration(s)

iii. _____

Information Disclosure Statement (IDS)

iv. _____

Other _____

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2. **Miscellaneous**

a. _____

Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. _____

Other _____

3. **Fees** The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.a. XXXThe Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. **01-0467**.i. XXX

RCE fee required under 37 C.F.R. §1.17(e)

ii. XXX

Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17) for 3 months.

iii. _____

Other _____

b. XXXCheck in the amount of **\$1680.00** is enclosed

c. _____

Payment by credit card (Form PTO-2038 enclosed)

4. _____

The attorney has verified that the applicant is entitled to a small entity status.

September 26, 2003

Date of Signature

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750.00 00

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CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on September 26, 2003.

Allison Berkman

(Typed name of person mailing paper)

Allison Berkman
(Signature of person mailing paper)